

AO450 - Judgment in a Civil Case

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF WEST VIRGINIA

U.S. DISTRICT COURT
FILED AT WHEELING, WV

PROGRESSIVE MINERALS, LLC.

APR 07 2010

NORTHERN DISTRICT OF WV
OFFICE OF THE CLERK

Plaintiff,

**AMENDED
JUDGMENT IN A CIVIL CASE**

Civil Action No. 5:07-cv-108

MUHAMMAD HAROON RASHID,
GERALD D. HENDRIX,
DAVID M. BERNSTEIN,
JOHN DOUGLAS REYNOLDS,
JUDE O'NURKERA and
JOHN C. CROSBIE,

Defendants.

- [] **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

that plaintiff, Progressive Minerals, LLC, be awarded \$1,250,000.00 in compensatory damages and \$3,750,000.00 in punitive damages, and is thereby entitled to a total judgment of \$5 Million, plus post-judgment interest at the rate of 0.41% from March 25, 2010, plus pre-judgment interest on the award of \$1,250,000.00 compensatory damages at the rate of 7.00% per annum from November 18, 2005 until March 25, 2010 in the amount of \$380,445.20. It is further

ORDERED AND ADJUDGED: that the defendant Jude O'Nurkera continue to be included in the judgment of this case subject to his release from that judgment hereafter upon proper notification to this Court by plaintiff Progressive. It is further

ORDERED that as nothing further remains in this civil action, the same is DISMISSED and STRICKEN from the active docket of this Court.

DATE: 04/07/2010

CHERYL DEAN RILEY, Clerk of Court

By Cheryl Riley

Deputy Clerk